

9 FAM PART IV Appendix R, TEMPORARY RESIDENT ALIENS

9 FAM PART IV Appendix R, 100 BACK- GROUND

9 FAM PART IV Appendix R, 101 STATUTORY AUTHORITY

9 FAM PART IV Appendix R, 101.1 Legalization Applicants

(TL:VISA-123; 9-8-95)

The Immigration Reform and Control Act of 1986 (IRCA) added provisions (INA 245A) to grant legal status to undocumented aliens who entered the United States prior to January 1, 1982, and who, since that date, have resided continuously in the United States in an unlawful status.

9 FAM PART IV Appendix R, 101.2 Special Agricultural Workers (SAWs)

(TL:VISA-123; 9-8-95)

IRCA also provided for the entry and/or legalization of certain agricultural workers (SAWs) who could establish that they had resided in the United States and performed seasonal agricultural services therein for at least 90 man-days during the 12-month period ending on May 1, 1986. The provisions relating to the SAWs were incorporated in the basic Act as INA 210.

9 FAM PART IV Appendix R, 102 STATUS

(TL:VISA-123; 9-8-95)

The aliens defined above were granted "temporary resident" status initially, with the prospect of adjustment to permanent resident status at a later date. The overwhelming majority of such applicants have had their cases processed to conclusion (adjustment to permanent residence or rejection) but there are still several thousands of cases pending.

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